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PATENT

Case Docket No. MICRON.154A

Date: August 8, 2002

Page 1

2827  
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In re application of: Leonard Forbes  
App. No. : 09/939,417  
Filed : August 24, 2001  
For : VERTICAL TRANSISTOR  
WITH HORIZONTAL GATE  
LAYERS  
Examiner : Kenelt Pierre  
Art Unit : 2822

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on

August 8, 2002

(Date)

*John R. King*  
John R. King, Reg. No. 34,362

UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Transmitted herewith is an amendment in the above-identified application.

(X) An extension of time to respond for one month is hereby requested.

Time Extension Fee:

(X) one month (\$110 large entity)

The fee has been calculated as shown below:

CLAIMS AS FILED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	22	—	24	= 0 × \$18	= \$0
Independent Claims	3	—	5	= 0 × \$84	= \$0
Time Extension Fee					\$110
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$110</b>

- (X) Return prepaid postcard.  
(X) A check in the amount of \$110 is enclosed.  
(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

*John R. King*  
John R. King  
Registration No. 34,362  
Attorney of Record

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Leonard Forbes	) Group Art Unit 2822
Appl. No. :	09/939,417	)
Filed :	August 24, 2001	) I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on
For :	VERTICAL TRANSISTOR WITH HORIZONTAL GATE LAYERS	) <u>8/8/02</u> (Date) John R. King, Reg. No. 34,362
Examiner :	Kenelt Pierre	) )

RESPONSE TO OFFICE ACTION DATED APRIL 24, 2002

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United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

In response to the Office Action mailed April 24, 2002, Applicant respectfully submits the following comments.

**REMARKS**

Claims 1-22 are pending in this application. Claims 23-24 have been cancelled without prejudice. In the Office Action, the Examiner rejected Claims 1-22 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,936,274 ("the Forbes patent"). In view of the following comments, Applicant respectfully requests reconsideration and allowance of the pending claims.